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SERGIO RACANATI,
Plaintiff,

v.

AMERICAN BENEFIT SOLUTIONS, LLC,
Defendant.

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

CASE NO.: 2:18-cv-12086-KM-MAH

Motion Day: Monday, November 19, 2018

**DEFENDANT AMERICAN BENEFIT SOLUTIONS, LLC'S NOTICE OF MOTION
TO DISMISS PLAINTIFF'S COMPLAINT [D.E. 1] PURSUANT TO
FED. R. CIV. P. 12(B)(2) AND FED. R. CIV. P. 12(B)(6)**

PLEASE TAKE NOTICE that Defendant, American Benefit Solutions, LLC
("American Benefit"), by and through the undersigned attorneys and pursuant to Rules 12(b)(2)

Defendant American Benefit's Notice of Motion
Case No.: 2:18-cv-12086-KM-MAH

and 12(b)(6) of the Federal Rules of Civil Procedure, will move on Monday, November 19, 2018, in Courtroom PO 04, located at Martin Luther King Building & U.S. Courthouse, 50 Walnut Street, Newark, New Jersey 07101, before the Honorable Kevin McNulty, United States District Judge, for an Order dismissing Plaintiff Sergio Racanati's ("Plaintiff") Complaint [D.E.1] for lack of personal jurisdiction and failure to state a claim upon which relief can be granted.

In support thereof, American Benefit relies on the attached Memorandum of Law in Support of its Motion to Dismiss. Accordingly, American Benefit respectfully requests this Court dismiss Plaintiff's Complaint with prejudice. A proposed Order is also attached for this Court's convenience.

Dated: October 8, 2018.

Respectfully submitted,

By: /s/ Erik Berglund
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